

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 01, 2025

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MARTHA E.,¹

Plaintiff,

v.

LELAND DUDEK, Acting
Commissioner of Social Security,

Defendant.

No. 1:24-cv-03159-EFS

**ORDER GRANTING THE
PARTIES' STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE
FOUR OF 42 U.S.C. § 405(g)**

The parties agree that the matter should be reversed and remanded to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings. The parties also agree that Plaintiff is entitled to reasonable attorney fees

¹ For privacy reasons, the Court refers to every social security plaintiff by first name and last initial or by "Plaintiff." See LCivR 5.2(c).

1 and costs under the Equal Access to Justice Act, 28 U.S.C. § 2412(d),
2 upon proper request to the Court.
3

4 Consistent with the parties' agreement, **IT IS HEREBY**
5 **ORDERED:**

6 1. The parties' Stipulated Motion for Remand, **ECF No. 12**, is
7 **GRANTED.**

8 2. This matter is **REVERSED** and **REMANDED** to the
9 Commissioner of Social Security for further administrative
10 proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

11 On remand, the Appeals Council is to instruct the ALJ to:
12 offer Plaintiff the opportunity for another administrative
13 hearing; further develop the record and reevaluate the
14 evidence, as necessary; reevaluate whether the claimant is
15 disabled under the Medical-Vocational Guidelines; and
16 issue a new decision.
17

18 3. The Clerk's Office shall **TERM** the hearing and Plaintiff's
19 brief, **ECF No. 6**, enter **JUDGMENT** in favor of Plaintiff,
20 and **CLOSE** the case.
21
22
23

1 **IT IS SO ORDERED.** The Clerk's Office is directed to enter
2
3 this Order and provide copies to all counsel.

4 **DATED** this 1st day of April 2025.

5 

6 _____
7 EDWARD F. SHEA
8 Senior United States District Judge
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23